

### A34592-C-PCT-USA-A (070050.2496) PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant** 

Fisher et al.

Serial No.

10/716,985

Examiner

To Be Assigned

Filed

November 19, 2003

Group Art Unit:

To Be Assigned

For

DEVELOPMENT OF DNA PROBES AND IMMUNOLOGICAL REAGENTS SPECIFIC FOR CELL SURFACE-EXPRESSED

MOLECULES AND TRANSFORMATION-ASSOCIATED GENES

#### THIRD PRELIMINARY AMENDMENT

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

April 19, 2004

Date of Deposit

Carmella L. Stephens

41,328

Attorney Name

PTO Registration No.

Signature J. Suphra

April 19, 2004

Date of Signature

Assistant Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Prior to the Examination of the above-identified application, please enter the amendments indicated hereinbelow.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this communication.

Remarks begin on page 4 of this communication.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/716,985	
Filing Date	November 19, 2003	
First Named Inventor	Fisher	
Group Art Unit	To Be Assigned	
Examiner Name	To Be Assigned	
Attorney Docket Number	A34592-C-PCT-USA-A (070050.2496)	

Total Number	OF Fages III This Submi	ission Attorney L	Jocket Number		
		ENCLOSURE	S (check	all that apply)	
Extension of Time I  Express Abandonn  Information Disclost  Certified Copy of P Document(s)  Response to Missii Incomplete Applica	eclaration(s) Request ment Request sure Statement Priority	Assignment Papers (for an Application) Drawing(s) Licensing-related Pa Petition Petition to Convert to Provisional Application Provisional Application Power of Attorney, R Change of Correspone Address Terminal Disclaimer Request for Refund CD, Number of CD(state of CD) Remarks	o a on Revocation andence	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information  Status Letter Other Enclosure(s) (please identify below):  Return Receipt Postcard	
,	SIGNATU	JRE OF APPLICANT, ATT	FORNEY, OR /	AGENT	
Firm or Individual name	BakerBotts LLP 30 Rockefeller Pla New York, NY 10	laza 0112		Carmella L. Stephens	
Signature	Commelle	J. Styphins		41,328	
Date	April 19, 2004				
CERTIFICATE OF MAILING					
I hereby certify that this corru	espondence is being d	lenosited with the United State	es Postal Service	with sufficient postage as first class	

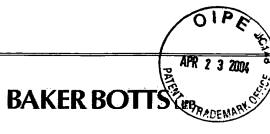
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Typed or printed name

Carmella L. Stephens

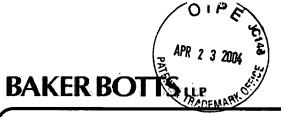
Signature

Date April 19, 2004



Attorney Docket Number: A34592-C-PCT-USA-A (070050.2496)

Title:	DEVELOPMENT OF DNA PROBES AND IMMUNOLOGICAL REAGENTS SPECIFIC FOR CELL SURFACE-EXPRESSED MOLECULES AND TRANSFORMATION-ASSOCIATED GENES
Use Space	e Below for Additional Information:
**************************************	



# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$)0

Complete if Known				
Application Number	10/716,985			
Filing Date	November 19, 2003			
First Named Inventor	Fisher			
Examiner Name	To Be Assigned			
Art Unit	To Be Assigned			
Attorney Docket No.	A34592-C-PCT-USA-A (070050.2496)			

Check	METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)					
Deposit Account:		3. A[	DDITI	ONAI	LFEE	ES .	
						•	
Description	Deposit 02 4277					Fee Description	Fee Paid
Account Name  The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below.		1051		ı		Surcharge - late filing fee or oath	
Charge fee(s) indicated below	Account Baker Botts LLP	1052	50	2052	25		
Charge fee(s) indicated below		1053	130	1053		• .	
Examiner action		1812	2,520	1812	2,520	For filing a request for ex parte reexamination	ļ
Total Claims	Charge any additional fee required under 37CFR 1.16 and 1.17	1804	920*	1804	920*		
1. BASIC FILING FEE   1.		1805	1,840*	1805	1,840*	Requesting publication of SIR after	
1. BASIC FILING FEE   Large Entity   Small Entity		1251	110	2251	55	Extension for reply within first month	
Large Entity   Small Entity   Smal		1252	420	2252	210	Extension for reply within second month	
Code (\$)		1253	950	2253	475	Extension for reply within third month	
1001 770   2001 385		1254	1,480	2254	740	Extension for reply within fourth month	
1002 340   2002 170   Design filing fee   1401 330   2401 165   Notice of Appeal   1402 330   2402 165   Filing a brief in support of an appeal   1402 330   2402 165   Filing a brief in support of an appeal   1403 290   2403 145   Request for oral hearing   1403 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405   1405 1405 1405 1405   1405 1405 1405 1405   1405 1405 1405 1405 1405   1405 1405 1405 1405 1405 1405 1405 1405	V.	1255	2,010	2255	1,005	Extension for reply within fifth month	
1003 530   2003 265   Plant filing fee   1402 330   2402 165   Filing a brief in support of an appeal   1403 290   2403 145   Request for oral hearing   1451 1,510   Petition to institute a public use proceeding   1451 1,510   Petition to revive - unavoidable   1453 1,300   2452   55   Petition to revive - unavoidable   1453 1,300   2453   650   Petition to revive - unintentional   1451 1,510   Petition to revive - unavoidable   1453 1,300   2453   650   Petition to revive - unintentional   1501 1,330   2501   665   Utility issue fee (or reissue)   1501 1,330   2501   665   Utility issue fee (or reissue)   1502 480   2502 240   Design issue fee   1503 630   2503 315   Plant issue fee   1460 130   Petition to revive - unintentional   1502 480   2502 240   Design issue fee   1503 630   2503 315   Plant issue fee   1460 130   Petitions to the Commissioner   1460 130   Petitions to the Commission of Information Disclosure Stmt   1460 130   Petitions to the Co	, ,	1401	330	2401	165	Notice of Appeal	
SUBTOTAL (1) (\$) 0  2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Total Claims		1402	330	2402	165	Filing a brief in support of an appeal	
SUBTOTAL (1) (\$) 0	1004 770 2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from Fee Paid Independent Claims Independent Claims Multiple Dependent Fee Fee Fee Fee Code (\$) Cod	1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE    Extra Claims   Fee from below   Fee Paid	SUBTOTAL (1) (\$) ()	1452	110	2452	55	Petition to revive - unavoidable	
Total Claims		1453	1,30 <b>0</b>	2453	650	Petition to revive - unintentional	
Total Claims Independent	Fee from	1501	1,330	2501	<b>6</b> 65	Utility issue fee (or reissue)	
Independent Claims Multiple Dependent  Large Entity   Small Entity Fee   Fee   Fee   Fee   Fee   Fee   Code (\$)  1202   18   2202   9   Claims in excess of 20  1203   290   2203   145   Multiple dependent claims over original patent  1205   18   2205   9   ** Reissue claims in excess of 20 and over original patent  120   180   2503   315 Plant issue fee  1460   130   Petitions to the Commissioner  1807   50   Processing fee under 37 CFR 1.17(q)  1806   180   Submission of Information Disclosure Stmt  1806   180   Submission of Information Disclosure Stmt  1807   1808   1809			480			y .	
Multiple Dependent  Large Entity   Small Entity   Fee   Fee   Fee   Fee   Fee   Fee   Code (\$)    1202	Independent is 20 in a contract to a contrac	B	630		315	Plant issue fee	
Large Entity   Small Entity   Fee Fee   Fee Fee   Fee Fee   Code (\$)   1806   180   1806   180   180   180   Submission of Information Disclosure Stmt   8021   40   8021   40   Recording each patent assignment per property (times number of properties)   1807   1808   1809	Claims	1460	130	1460	130	Petitions to the Commissioner	
Fee Fee Code (\$)  1202 18  1202 9 Claims in excess of 20  1203 290  1204 86  1204 86  1204 86  1205 9 **Reissue claims in excess of 20  1205 18  1205 18  1206 Fee Description  8021 40		1807	50	1807		( ),	
1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claim, if not paid 1204 86 2204 43 **Reissue independent claims over original patent    1205 18 2205 9 **Reissue claims in excess of 20 and over original patent    1208 18 2202 9 Claims in excess of 20 1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))  1208 2809 385 For each additional invention to be examined (37 CFR 1.129(b)) 1209 2801 385 Request for Continued Examination (RCE) 1802 900 Request for expedited examination of a design application		1806	180	1806			
1201 86 2201 43 Independent claims in excess of 3  1203 290 2203 145 Multiple dependent claims over original patent 1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))  1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))  1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b))  1801 770 2801 385 Request for Continued Examination (RCE)  1802 900 Request for expedited examination of a design application		8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1203 290 2203 145 Multiple dependent claim, if not paid 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b))  1204 86 2204 43 ** Reissue independent claims over original patent 1801 770 2801 385 Request for Continued Examination (RCE)  1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent 900 Request for expedited examination of a design application		1809	770	2809	385	Filing a submission after final rejection	
1204 86 2204 43 ** Reissue independent claims over original patent 1801 770 2801 385 Request for Continued Examination (RCE)  1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent 1802 900 Request for expedited examination of a design application	1	4040				` ''	<b>——</b>
over original patent 1801 770 2801 385 Request for Continued Examination (RCE)  1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent 1802 900 Request for expedited examination of a design application		טואו	770	2810	385		
and over original patent of a design application		1801	770	2801	385	Request for Continued Examination (RCE)	[ ]
		1802	900	1802	900		
SUBTOTAL (2) ((\$)()	SUBTOTAL (2) (\$) ()						0
**or number previously paid, if greater; For Reissues, see above *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)0	, ,	*Redu	ced by	Basic I	Filing F	ee Paid SUBTOTAL (3) (\$)0	

SUBMITTED BY (Complete (if applicable)					
Name (Print/Type)	Carmella L. Ştephens	Registration No. (Attorney/Agent) 41,328	Telephone	(212) 408-2539	
Signature	Curmella of Stepher		Date	April 19, 2004	